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RE: Commonwealth of Massachusetts ex. rel. Mykel Powell, et al Brian Holmes, et al
Docket No.: 18-11336FDS

Dear Attorneys Smirnova and Jensen:

Enclosed please find the following with regard to the above-referenced matter:

1. *Defendants Brian Holmes, James O'Connor and Donna M. McNamara's Response to "Plaintiffs' First Request For Production To Each And Every Defendant"; and*
2. *Defendants Brian Holmes, James O'Connor And Donna M. McNamara's Answers To "Plaintiffs' First Interrogatories To Each And Every Defendant"*

Regarding the Plaintiffs' subsequent discovery requests served via email on December 17, 2019, they were not served within the timeframe established by the Court's scheduling order. The Court ordered "*Written discovery (requests for production of documents, interrogatories and request for admissions) shall be served no later than December 6, 2019.*" As a result, the Defendants will not provide responses to the Plaintiffs' Rule 33 and 34 requests served in violation of the Court's mandate.

Thank you for your attention to this matter. If you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

BRODY, HARDOON, PERKINS & KESTEN, LLP

A handwritten signature in blue ink that reads "Thomas Donohue". The signature is written in a cursive, flowing style.

Thomas R. Donohue

TRD:nrs
Enclosures

cc. Andrew J. Gambaccini, Esq. *[via email only]*